

09/578 420

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JUL 14 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Number: 6,815,558
Issued: November 9, 2004
Name of Patentee: Clariant GmbH
Title of Invention: Process for Preparing (Metal) Alkylphosphonites II

Certificate

JUL 14 2005

of Correction**CERTIFICATION OF FACSIMILE TRANSMISSION**

Mail Stop:
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office (Fax No.: 1-703-872-9306) on the date shown below:

1. **REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT FOR PTO MISTAKE (37 C.F.R. § 1.322(a)) (1 page)**
2. **Form PTO/SB/44 (with duplicate) (2 pages)**
3. **New Utility Patent Application Transmittal (3 pages);**
4. **Certification Under 37 CFR 1.10 (1 page);**
5. **Executed Declaration (2 pages);**
6. **Copy of the postcard receipt (1 page).**

Total Pages including Certification of Transmission: 11

Vicki L. Sgro: Date: July 11, 2005

Practitioner's Docket No. 1999DE121

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Number: 6,815,558
Issued: November 9, 2004
Name of Patentee: Clariant GmbH

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JUL 11 2005

Title of Invention: Process for Preparing (Metal) Alkylphosphonites II

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT
FOR PTO MISTAKE (37 C.F.R. § 1.322(a))


1. Attached, in duplicate, is PTO/SB/44 (also Form PTO-1050), with at least one copy being suitable for printing.
2. Attached is a copy of the
 - New Utility Patent Application Transmittal (3 pages);
 - Certification Under 37 CFR 1.10 (1 page);
 - Executed Declaration (2 pages);
 - Copy of the postcard receipt (1 page).

These documents verify that the second named inventor, Martin Sicken, was inadvertently not entered as an applicant by the USPTO.

3. The exact page and line number where the errors are shown correctly in the application file are:
(75) Inventors: Norbert Weferling, Hürth (DE)
Martin Sicken, Köln, (DE)

3. Please send the Certificate to:

Name: Anthony A. Bisulca, Esq.
Address: Clariant Corporation
4000 Monroe Road
Charlotte, NC 28205


Anthony A. Bisulca, Attorney of Record
Reg. # 40,913

Request for Certificate of Correction of Patent For PTO Mistake--page 1 of 1.

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JUL 11 2005

PTO/SB/44 (04-05)

Approved for use through 04/30/2007. OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.
(Also Form PTO-1050)UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTIONPage 1 of 1

PATENT NO. : 6,815,558

APPLICATION NO.: 09/578,420

ISSUE DATE : November 9, 2004

INVENTOR(S) : Norbert Weferling and Martin Sicken

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On title page, item 75 Inventor:
replace "Inventor: Norbert Weferling, Hürth (DE)"
with --Inventors: Norbert Weferling, Hürth (DE) --.

On title page, item 75 Inventor:
replace "(add additional inventor information)"
with --Inventors: Martin Sicken, Köln, (DE)--.

MAILING ADDRESS OF SENDER (Please do not use customer number below): 6,815,558

Anthony A. Bisulca, Esq.
Clariant Corporation
4000 Monroe Road
Charlotte, NC 28205

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Attorney's Docket No. 1999DE121☐ Duplicate
PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICEBox Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231**RECEIVED**
CENTRAL FAX CENTER

JUL 11 2005

NEW UTILITY PATENT APPLICATION TRANSMITTAL

Sir:

Transmitted for filing on May 25, 2000 is the patent application ofInventors: **Norbert WEFERLING**
Martin SICKENFor: **PROCESS FOR PREPARING (METAL) ALKYLPHOSPHONITES II**

1. This new application is for a(n)
 - ☒ Original (nonprovisional)
 - ☐ Divisional
 - ☐ Continuation
 - ☐ Continuation-in-Part
2. Papers enclosed that are required for filing date under 37 CFR 1.53(b) (Regular)
 - 14 Pages of Specification and Claims (18 in number)
 - 1 Pages of Abstract
 - 0 N/A sheets of drawings
3. Additional papers enclosed:
 - ☒ Preliminary Amendment
 - ☐ Information Disclosure Statement
 - ☐ Form PTO-1449
 - ☐ References Cited
4. Declaration or Oath:
 - ☒ Enclosed - EXECUTED BY INVENTORS
 - ☐ Not Enclosed

5. An assignment of the invention to Clariant GmbH is attached. A separate "Assignment Recordation Form Cover Sheet" is also attached.
6. Certified copy of application from which priority is claimed will follow.

Country	Application No.	Filed
Federal Republic of Germany	199 23 743.3	May 25, 1999

7. Fee calculation

<u>CLAIMS AS FILED</u>				
Basic Filing Fee				\$690.00
<u>Number Filed</u>	<u>Number Extr</u>		<u>Rate</u>	
	<u>a</u>			
Total Claims: 18	Minus 20	=8	X \$18.00	
Independent Claims: 1	Minus 3	=	X \$78.00	
Multiple Dependent Claims (if any)			+\$260.00	
TOTAL FEE DUE				\$690.00

- ☐ Amendment canceling extra claims is enclosed.
- ☒ Amendment deleting multiple-dependencies is enclosed.
- ☐ Fee for extra claims is not being paid at this time.

Filing Fee Calculation \$690.00

8. Fee Payment Being Made at this Time
- ☐ Not enclosed — No filing fee is to be paid at this time.
- ☒ Enclosed
- ☒ Basic Filing Fee \$690.00
- ☒ Assignment Recordation Fee 40.00

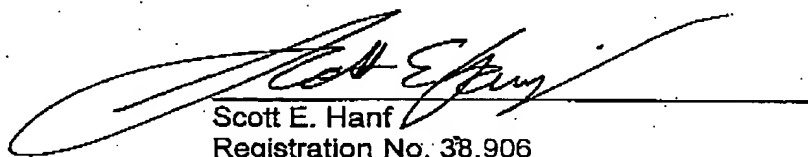
Total Fees Enclosed \$730.00

9. Method of Payment
- ☒ The total filing fee calculated above is authorized to be charged to Deposit Account No. 03-2060 for which purpose a duplicate copy of this cover sheet is attached.

10. Authorization to charge additional fees/instructions as to overpayment

- ☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (application filing fees) or 37 CFR 1.17 (application processing fees) during the prosecution of this application, including any related application claiming benefit hereof pursuant to 35 USC §120 (e.g., continuations, divisionals and/or CIPs under 37 CFR §1.53(b) and/or continuations, divisionals and/or CIPs under 37 CFR §1.53(b)) to maintain pendency hereof of any such related application.

Respectfully submitted,



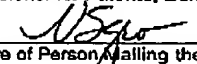
Scott E. Hanf
Registration No. 38,906

Clariant Corporation
Industrial Property Department
4331 Chesapeake Drive
Charlotte, North Carolina 28216
Telephone: 704/395-6712
Facsimile: 704/395-6727

CERTIFICATION UNDER 37 CFR 1.10

Express Mail Mailing Label Number: EJ913191586US.
Date of Mailing: May 25, 2000

I hereby certify that on the date indicated above, this new U.S. patent application and the papers indicated as enclosed therein, is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" addressed to: Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231, in accordance with 37 CFR 1.10.


Signature of Person Mailing the Application

Vicki L. Sgro
Typed Name of Person Mailing the Application

Attorney's Docket No. 1999DE121

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Express Mail Mailing Label Number: : EJ913191586US

Date of Mailing: May 25, 2000

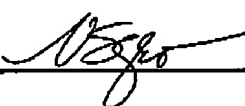
CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that on the date indicated above, this NEW UTILITY PATENT APPLICATION TRANSMITTAL and the papers indicated as enclosed therein, of:

Inventors: **Norbert WEFERLING**
Martin SICKEN

For: **PROCESS FOR PREPARING (METAL) ALKYLPHOSPHONITES II**

is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" addressed to the: Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231, in accordance with 37 CFR 1.10.



Vicki L. Sgro

Case No. 1999DE121 - US**COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY**

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PROCESS FOR PREPARING (METAL) ALKYLPHOSPHONITES II

the specification of which

☒ is attached hereto

☐ was filed on , 19 as application Serial No. /

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Applications(s) for which Priority is Claimed:

Federal Republic of Germany, 199 23 743.3 of May 25, 1999

And I hereby appoint

Miles B. Dearth, Reg. No. 35,115; Scott E. Hanf, Reg. No. 38,906; Susan Jackson, Reg. No. 41,302; Hesna J. Pfeiffer, Reg. 22,640

all of CLARIANT CORPORATION, address as indicated below, respectively and individually, as my attorneys and/or agents, with full power of substitution, to prosecute this application, and transact all business in the Patent and Trademark Office connected therewith.

Please address all communications to Clariant Corporation, 4331 Chesapeake Drive, Charlotte, North Carolina 28216, whose Facsimile number is 704/395-6727.

Case No. 1998DE121 - US

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed: at Hürth, Federal Republic of Germany, this 2nd day of May, 2000

INVENTOR(S) / Residence

1) Dr. Norbert WEFERLING, Knapsackstrasse 39, D-50354 Hürth, Germany

Signature: 

Date: May 2, 2000

2) Dr. Martin SICKEN, Mainstrasse 40 a, D-51149 Köln, Germany

May 2, 2000

Signature: 

Date:

Signature:

Date:

Signature:

Date:

Citizenship: 1) + 2) German

Post Office Address of all Inventors: Clariant GmbH

Werk Knapsack

Patents, Trademarks, Licenses

D-50351 Hürth-Knapsack

Germany

In re **new** U.S. Patent Application of:

In re U.S. patent of

Norbert WEFERLING, et al.

Serial No. to be assigned

Filed: May 25, 2000

For: PROCESS FOR PREPARING
(METAL) ALKYLPHOSPHONITES II

The Impressed Mail Room date stamp acknowledges receipt on the date indicated of:

- New Utility Patent Application Transmittal with Certification Under 37 CFR 1.10
- 14 Pages - Specification and Claims (18 in number)
- 1 Page - Abstract
- Executed Declaration
- Preliminary Amendment
- Executed Assignment document w/ Transmittal Letter

JC542 U.S. PTO
09/578420
05/25/00.

Docket No. 1999DE121

May 25, 2000